

Consumer Protection Bureau  
87 Nepperhan Ave  
Room 212  
Yonkers, NY 10701

City of Yonkers  
Cabaret Accessory  
License Application

Phone: 914 377-6808  
Fax: 914-377-6811  
Website:  
www.YonkersNY.gov

## INSTRUCTIONS FOR USING THIS FORM

**Please Note:**  
**This license is not transferable.**

**Requirements:**

1. Application must be completed and signed by the applicant before a Notary Public. Applicant must be the President of the company and operator and/or lessee of the business seeking Cabaret accessory license.
2. Must provide two (2) passport-sized photographs taken within thirty (30) days of the date of application, and a copy of a New York State Driver's license.
3. Must Submit a copy of business certificate (for individual owner or partnership) or Certificate of Incorporation (or filing receipt).
4. Must submit a copy of the location's Certificate of Occupancy.
5. Must submit a floor plan along with a copy of the site's Occupancy Limit, obtained from the Yonkers Fire Department (914) 377-7500.
6. Must submit copy of New York State Liquor license.
7. Must submit current Certificate of Liability Insurance.
8. Licenses are issued subject to approval by appropriate agencies as specified in all ordinances relating to and regulating cabaret accessory use entertainment.
9. Please make all Certified/Business Checks/Money Orders payable to the City of Yonkers.

## LICENSING FEES AND EXPIRATION DATE

\$125.00/floor—one year term  
License expires November 30th following date of issuance.

Philip A. Amicone, Mayor  
Office of Municipal Code Violations Frank J. McGovern, Executive Director  
Consumer Protection Bureau Kerry O'Brien, Director



No license shall be transferred or assigned to any person or used by any person other than the licensee to whom it was issued, nor shall such license be used for any location other than the location stated in such license.

If, during the term of the licensing period, one (1) or more directors, stockholders or officers of a corporate license are substituted or added, each individual shall, within five (5) days of such substitution or addition, file with the Director an application for an approval of the change of such, as prescribed by the Director.

### **TERMS AND CONDITIONS**

- Live entertainment such as singing dance, theater concerts and other live performances shall only be permitted in association with an accessory to permitted restaurants, banquet halls and catering facilities.
- Those establishments offering live entertainment shall be required to obtain and renew a valid show license in accordance with the provisions of Chapter 31 (Consumer Protection Code) of the City of Yonkers.
- Entertainment shall take place entirely within an enclosed building which shall be sufficiently sound insulated and separated from adjacent uses, particularly residential uses, so as to avoid any noise nuisances.
- No outdoor music and public address system is permitted.
- No entertainment after 12:00 midnight, Sunday through Thursday, and no later than 1:00am Friday or Saturday will be permitted.
- Any variance to these terms and conditions must be approved by the Zoning Board of Appeals.
- Maximum occupancy notice, issued by the Yonkers Fire Department, must be clearly displayed.



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Pursuant to the provisions of the Code of the City of Yonkers, I the undersigned respectfully petition for the below-listed license in the City of Yonkers, and for that purpose, I hereby provide the following answers to the questions contained herein.

Name of location to be licensed:

Trade/display name/DBA (if different than above):

Address:

City:

State:

Zip Code:

E-Mail Address:

Is Applicant: ☐ Individual Owner ☐ Member of Partnership ☐ Corporation/Association  
Society/Organized group

State Liquor Authority license number (If applicable):

Provide the following information for each owner, partner or corporate officer:

Name/Title

Address

Telephone

DOB

Social Sec#

Number of floors on premises:

Total square footage of premises:

Is there a dance floor on the premises?

If 'Yes', on what floor(s):

If additional rooms are to be used independently by the applicant on the same premises to be licensed, list their purpose/locations:

Has the owner/partner or any officer of the corporation ever been convicted of a crime?

If 'Yes', give details:

**FOR CORPORATIONS, CLUBS, ETC. ONLY**

Name of Corporation:

Date of Incorporation:

State in which corporation was organized:

Is corporation authorized to do business in New York State?

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I, \_\_\_\_\_, being duly sworn, deposes and says that all of the answers in the foregoing application are true, and that the photographs attached hereto were taken within thirty (30) days of the date of this application.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Print name: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

**Hold Harmless Clause**

This "Hold Harmless Clause" must be signed by an officer of your organization, dated and witnessed.

The applicant agrees to protect, defend, indemnify and hold the City of Yonkers, et al and its employees free and harmless from and against any and all losses, claims, liens, demands, and causes of action of every kind and character including, but not limited to the amount of judgments, penalties, interest, court cost, legal fees incurred by the City of Yonkers, et al arising in favor of any party, included in claims, liens, debts, personal injuries, including employees, of the City of Yonkers, et al, death or damages to property (including property of the City of Yonkers, et al) and without limitations by enumeration, all other claims or demands of every character occurring or in anyway incident to, in connection with or arising directly or indirectly out of the said agreement.

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Witness**

\_\_\_\_\_  
**Dated**

\_\_\_\_\_  
**Dated**



**OFFICIAL USE ONLY**

**Yonkers Police investigation report:** I hereby recommend: \_\_\_\_\_ approval \_\_\_\_\_ disapproval.

Signature of Police Commissioner: \_\_\_\_\_ Date: \_\_\_\_\_.

SID # \_\_\_\_\_

**Fire Department investigation report:** I hereby recommend: \_\_\_\_\_ approval \_\_\_\_\_ disapproval.

Signature of Fire Commissioner: \_\_\_\_\_ Date: \_\_\_\_\_ Occupancy limit \_\_\_\_\_.

**Building & Housing investigation report:** I hereby recommend: \_\_\_\_\_ approval \_\_\_\_\_ disapproval.

Signature of Building and Housing Commissioner: \_\_\_\_\_ Date: \_\_\_\_\_.





City Hall Annex- 2<sup>nd</sup> Floor  
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*Philip A. Amicone, Mayor*

## **CITY OF YONKERS**

*Frank J. McGovern, Executive Director*

### **Office of Municipal Code Violations**

*Kerry O'Brien, Director*

*Consumer Protection Bureau*

October, 2007

#### **NOTICE TO ALL CABARETS**

This letter shall serve as notice to all Cabarets located in the City of Yonkers that the Consumer Protection Bureau will now require all Security Guards (also referred to as Bouncers), employed by such establishments, to apply for employee identification cards.

According to the City Code of Yonkers: Chapter 23, section 8, employees of cabarets that come into contact with patrons must apply for an employee identification card. Recent events have indicated the need for an increase in regulation and standards for bouncers and security personnel. Accordingly, as a condition of your Cabaret license, you must require that all security guards and/or bouncers possess an ID card, issued by this office. The card will be issued to the individual, but will be specific to your establishment only. Individuals working at multiple establishments will be responsible to obtain multiple ID cards. ID cards will become void at the termination of employment. It is your responsibility to require this ID card as a term of their employment. Employment of an unlicensed bouncer will result not only in a violation by the employee, but also by the Cabaret License holder.

In order to obtain a CPB Cabaret Security Guard/Bouncer ID Card, applicants must provide a copy of their current NYS Security Guard registration card. According to NY State General Business Law:

Article 7-A, section 89, the Security Guard Act of 1992 requires that all persons acting as Security Guards must be licensed by the state. Security Guards are defined as persons performing any of the following functions: protection of individuals and/or property from harm, theft or other unlawful activity; deterrence, observation, detection and/or reporting of incidents in



order to prevent any unlawful or unauthorized activity including but not limited to unlawful or unauthorized intrusion or entry, larceny, vandalism, abuse, arson or trespass on property. The *NYS Department of State, Division of Licensing Services* issues these licenses. Applicants must pay a fee of \$141.25, complete an 8-hour training course, get fingerprinted and must not have any serious (felony) convictions. To order applications, or for more information: fax (518) 473-6648, email [licensing@dos.state.ny.us](mailto:licensing@dos.state.ny.us) or contact them in writing or by phone at any of their many locations.

The Yonkers Police Department continues to enforce the NYS law that requires state licenses for Security Guards. It is the goal of the Consumer Protection Bureau to aid in this effort by helping to educate businesses regarding their responsibilities. Please feel free to contact the CPB with any questions you may have. I must inform you that inspections of all licensed Cabarets will begin shortly. Any bouncers found working that do not possess CPB ID cards will be issued summonses, in addition to the Cabaret License holder. A violation of this statute will constitute a Class II Offense, subject to a penalty of not less than \$250 nor more than \$5,000, imprisonment of not more than 15 days, or both.

Kerry O'Brien, Director





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*Frank J. McGovern, Executive Director*

### ***Office of Municipal Code Violations***

*Kerry O'Brien, Director*

*Consumer Protection Bureau*

October, 2008

### **NOTICE TO ALL CABARETS**

Please be aware that your Cabaret License allows for the premises to be used to offer musical entertainment. Licenses are only granted after all necessary inspections have been conducted by various city agencies. I am writing to remind you that, as a license holder, your premises may **ONLY** be used to offer mechanical music, such as a Jukebox, or live music, such as performances by musician(s) or bands, when additional licenses for such have been applied for and granted by this office. They are listed below:

**§ 27-1. License required.** [Amended 7-18-1996 by L.L. No. 5-1996]

*It shall be unlawful to operate a coin-operated automatic music machine, commonly known as a "jukebox," or a coin-operated machine in connection with which a sound track is played in the City of Yonkers unless the owner thereof shall have obtained a license from the Director of the Office of Licensing.*

**§ 24-1. Common show license required.** [Amended 7-18-1996 by L.L. No. 5-1996]

*No person shall publicly exhibit in any building or place or permit any other person to exhibit publicly or to participate in exhibiting in any building or place any theatrical representations, feats of horsemanship or any animal or artificial curiosity or other shows, exhibitions or performances in the city without first obtaining a license from the Director of the Office of Licensing either for such exhibitions, shows or performances or for the hall, grounds or building in which such exhibitions, shows, performance or performances are to be given.*

Please be aware that enforcement of these licenses is conducted by both Consumer Protection Bureau Inspectors and Yonkers Police Personnel. Applications for all licenses may be downloaded in the Consumer Protection Bureau's *Forms* section at [www.YonkersNY.gov](http://www.YonkersNY.gov). If you have any questions, please call the number listed above at your convenience.

Kerry O'Brien, Director